



Security Council

Distr.: General
25 March 2010
English
Original: French

Security Council Committee established pursuant to resolution 1540 (2004)

Note verbale dated 12 March 2010 from the Permanent Mission of Côte d'Ivoire to the United Nations addressed to the Chairman of the Committee

The Permanent Mission of the Republic of Côte d'Ivoire to the United Nations presents its compliments to the Chairman of the Security Council Committee established pursuant to resolution 1540 (2004) and has the honour to transmit to him, in accordance with paragraph 4 of that resolution, the attached national report of Côte d'Ivoire (see annex).



Annex to the note verbale dated 12 March 2010 from the Permanent Mission of Côte d'Ivoire to the United Nations addressed to the Chairman of the Committee

OP 1 and related matters from OP 5, OP 6, OP 8 (a), (b), (c) and OP 10

State
Côte d'Ivoire
Date of Report
12 March 2008

Did you make one of the following statements or is your country a State Party to or Member State of one of the following Conventions, Treaties and Arrangements?	YES	If YES, indicate relevant information (i.e. signing, accession, ratification, entering into force, etc.)	Remarks (information refers to the page of the English version of the report or an official web site)
1 General statement on non-possession of WMD		Côte d'Ivoire respects the prohibition of weapons of mass destruction (biological, chemical, nuclear, WMD) to be a serious threat to international peace and security. It therefore intends to take action and join with the international community in effectively countering this phenomenon.	
2 General statement on commitment to disarmament and non-proliferation		Côte d'Ivoire affirms its commitment to the multilateral treaties aimed at eliminating and preventing the proliferation of WMD. It believes that the best way of combating proliferation of such weapons is to achieve total elimination from everywhere on the planet.	
3 General statement on non-provision of WMD and related materials to non-State actors		Côte d'Ivoire is neither a producer nor an exporter of WMD. Accordingly, it undertakes not to take any action which might be interpreted as in any way supporting or assisting non-State actors.	
4 Biological Weapons Convention (BWC)	☒	Signed 23 May 1972	
5 Chemical Weapons Convention (CWC)	☒	Deposit 18 December 1995	
6 Nuclear Non-Proliferation Treaty (NPT)	☒	Deposit 6 March 1973	
7 Comprehensive Nuclear Test Ban Treaty (CTBT)	☒	Deposit 11 March 2003	

The information in the matrices originates primarily from national reports and is complemented by official government information, including that made available to other governmental organizations. The matrices are prepared under the direction of the 1540 Committee.

The 1540 Committee intends to use the matrices as a reference tool for facilitating technical assistance and to enable the Committee to continue to enhance its dialogue with States on their implementation of Security Council Resolution 1540.

The matrices are not a tool for measuring compliance of States in their non-proliferation obligations but for facilitating the implementation of Security Council Resolutions 1540 and 1673. They do not reflect or prejudice any ongoing discussions outside of the Committee, in the Security Council or any of its organs, of a State's compliance with its non-proliferation or any other obligations.

1540 Committee
Treaty Status not

8	Convention on Physical Protection of Nuclear Material (CPPNM)		Stabilisation process in progress	
9	Hague Code of Conduct (HCOC)			
10	Geneva Protocol of 1925	X	Deposit 27 July 1970	http://disarmament2.un.org/TreatyStatus.nsf
11	International Atomic Energy Agency (IAEA)	X	Since 1963	http://www.iaea.org/About/Policy/Membership/
12	Nuclear Weapons Free Zone Protocol(s)	X	Treaty of Peleidiaba, deposit 28 July 1999	http://disarmament2.un.org/TreatyStatus.nsf
13	Other Conventions/Treaties	X	1. Party to 7 universal instruments against terrorism 2. Seabed Treaty 3. APM Convention In 2009, Côte d'Ivoire signed the Convention on Extradition and Mutual Legal Assistance in Counter terrorism between French-speaking African countries (Rabat, 2008); in 2007, it endorsed the Global Initiative To Combat Nuclear Terrorism (2006).	http://www.un.org/sc/ctc/documents/treatytable.pdf
14	Other Arrangements		At the April 2006 Côte d'Ivoire/European Union and Group of 8 meeting, Côte d'Ivoire undertook to implement resolution 1624 (2005); in April 2007, it took part in the European Union regional seminar for West and Central Africa on increasing universal adherence to the Biological and Toxin Weapons Convention, held in Dakar, Senegal.	
15	Other			

OP 2 - Biological Weapons (BW)

State

Côte d'Ivoire

Date of Report

Does national legislation exist which prohibits persons or entities to engage in one of the following activities? Can violators be penalized?	National legal framework		Enforcement, civil/criminal penalties and others		Remarks
	YES	if YES, indicate source document of national implementation law	YES	if YES, indicate source document	
1 manufacture/produce					
2 acquire					
3 possess					
4 stockpile/store					
5 develop					
6 transport					
7 transfer					
8 use					
9 participate as an accomplice in a m. activities					
10 assist in a m. activities					
11 finance a m. activities					
12 a m. activities related to means of delivery					
13 involvement of non-State actors in a m. activities					
14 Other		Côte d'Ivoire signed the Biological Weapons Convention in 1972. Pending future ratification, it has undertaken not to take any action which might be contrary to the Convention or its core priority objectives.			

OP 2 - Chemical Weapons (CW)

Côte d'Ivoire

State

Date of Report

Does national legislation exist which prohibits persons or entities to engage in one of the following activities? Can violators be penalized?	National legal framework		Enforcement civil/criminal penalties and others		Remarks
	YES	if YES, indicate source document of national implementation law	YES	if YES, indicate source document	
1 manufacture/produce	X	Act N°2007-224 of 16 July 2007 on the implementation of the Chemical Weapons Convention		articles 64 to 86 of the Act	Extracts of the draft Constitution published by Decree n°2000-383 of 24 May 2000
2 acquire	X				
3 possess		(articles 3, 4, 8 of act)			
4 stockpile/store	X	Article 87 of the Constitution			Extracts of the draft Constitution published by Decree n°2000-383 of 24 May 2000
5 develop	X				
6 transport		Article 87 of the Constitution			Extracts of the draft Constitution published by Decree n°2000-383 of 24 May 2000
7 transfer	X				
8 use	X	Article 87 of the Constitution			Extracts of the draft Constitution published by Decree n°2000-383 of 24 May 2000
9 participate as an accomplice in a m. activities					
10 assist in a m. activities	X	Article 87 of the Constitution			Extracts of the draft Constitution published by Decree n°2000-383 of 24 May 2000
11 finance a m. activities					
12 a m. activities related to means of delivery					
13 involvement of non-State actors in a m. activities					
14 Other		Decree N°97-672 of 3 December 1997 establishing the National Commission for the Prohibition of Chemical Weapons in Côte d'Ivoire (focal point of National Authority) and Order N° 6071 of 26 October 1998 on the National Commission for the Prohibition of Chemical Weapons in Côte d'Ivoire			

OP 2 - Nuclear Weapons (NW)

State
Côte d'Ivoire
Date of Report

Does national legislation exist which prohibits persons or entities to engage in one of the following activities? Can violators be penalized?	National legal framework		Enforcement civil/criminal penalties and others	Remarks
	YES	if YES, indicate source document of national implementation law	YES if YES, indicate source document	
1 manufacture/produce	X	Article 87 of the Constitution and preliminary draft of the suppression of terrorism bill prepared in collaboration with UNODC (art 15)		Extracts of the draft Constitution published by Decree n°2000-383 of 24 May 2000
2 acquire	X			
3 possess				
4 stockpile/store				
5 develop				
6 transport				
7 transfer	X	Article 87 of the Constitution		Extracts of the draft Constitution published by Decree n°2000-383 of 24 May 2000
8 use				
9 participate as an accomplice in a m activities				
10 assist in a m activities				
11 finance a m activities				
12 a m activities related to means of delivery				
13 involvement of non-State actors in a m activities				
14 Other				

OP 3 (a) and (b) - Account for/Secure/Physically protect BW including Related Materials

State: Côte d'Ivoire
Date of Report:

	Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect BW and Related Materials? Can violators be penalized?	National legal framework		Enforcement: civil/criminal penalties and others	Remarks
		YES	if YES indicate source document	YES if YES indicate source document	
1	Measures to account for production				
2	Measures to account for use		Act N°2007-524 of 16 July 2007 on the implementation of the Chemical Weapons Convention		
3	Measures to account for storage				
4	Measures to account for transport				
5	Other measures for accounting				
6	Measures to secure production				
7	Measures to secure use				
8	Measures to secure storage				
9	Measures to secure transport				
10	Other measures for securing				
11	Regulations for physical protection of facilities/materials/transport				
12	Licensing/registration of facilities/persons handling biological materials				
13	Reliability check of personnel				
14	Measures to account for/secure/physically protect means of delivery				
15	Regulations for genetic engineering work				
16	Other legislation/ regulations related to safety and security of biological materials				
17	Other				

OP 3 (a) and (b) - Account for/Secure/Physically protect CW including Related Materials

Côte d'Ivoire

State

Date of Report

Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect CW and Related Materials? Can violators be penalized?	National legal framework		Enforcement - criminal/penalties, and others		Remarks
	YES	if YES, indicate source document	YES	if YES, indicate source document	
1 Measures to account for production	X				http://www.unsct.org/CourWork/ISV/Subsequent/sur_table.pdf
2 Measures to account for use	X	NA/CIRC/2009			
3 Measures to account for storage	X				
4 Measures to account for transport					
5 Other measures for accounting					
6 Measures to secure production					
7 Measures to secure use					
8 Measures to secure storage					
9 Measures to secure transport					
10 Other measures for securing					
11 Regulations for physical protection of facilities/materials/transport					
12 Licensing of chemical installations/entities/user of materials					
13 Reliability check of personnel					
14 Measures to account for/secure/physically protect means of delivery					

15	National CWC authority	X	National Authority Commission for the Prohibition of Chemical Weapons in Côte d'Ivoire Ministry of Defence and Civil Protection, Decree N° 672 of 3 December 1997 establishing the Commission for the Prohibition of Chemical Weapons in Côte d'Ivoire (local point of National Authority) and Order N° 6074 of 26 October 1998 on the National Commission for the Prohibition of Chemical Weapons in Côte d'Ivoire	X	National Authority Commission for the Prohibition of Chemical Weapons in Côte d'Ivoire Ministry of Defence and Civil Protection, Decree N° 672 of 3 December 1997 establishing the Commission for the Prohibition of Chemical Weapons in Côte d'Ivoire (local point of National Authority) and Order N° 6074 of 26 October 1998 on the National Commission for the Prohibition of Chemical Weapons in Côte d'Ivoire	http://www.un.org/Depts/dsct/ctw/ctw.htm
16	Reporting Schedule I, II and III chemicals to OPCW		Act N° 2007-528 of 16 July 2007 on the implementation of the Chemical Weapons Convention			
17	Account for secure or physically protected chemical weapons					
18	Other legislative/regulatory controlling chemical materials					
19	Other					

OP 3 (a) and (b) - Account for/Secure/Physically protect
NW including Related Materials

Côte d'Ivoire

State

Date of Report

Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect NW and Related Materials? Can violators be penalized?	National legal framework		Enforcement - criminal penalties, and others	Remarks
	YES	if YES, indicate source document	YES if YES, indicate source document	
1 Measures to account for production				
2 Measures to account for use				
3 Measures to account for storage				
4 Measures to account for transport				
5 Other measures for accounting				
6 Measures to secure production				
7 Measures to secure use				
8 Measures to secure storage				
9 Measures to secure transport				
10 Other measures for securing				
11 Regulations for physical protection of facilities/materials/transport				
12 Licensing of nuclear installations/entities/use of materials				
13 Reliability check of personnel				
14 Measures to account for secure physically protect means of delivery				
15 National regulatory authority		Draft decree establishing and determining the structure of the Côte d'Ivoire Atomic Energy Commission		
16 IAEA Safeguards Agreements	X	Safeguards Agreement in force 8 September 1982	X	Safeguards Agreement in force 8 September 1982 http://www.iaea.org/OurWork/SV/Safeguards/table.pdf
17 IAEA Code of Conduct on Safety and Security of Radioactive Sources				

18	IAEA Database on illicit Trafficking of Nuclear Materials and other Radioactive Sources								
19	Other Agreements related to IAEA								
20	Additional national legislation/regulations related to nuclear materials including CFFNM								
21	Other								

OP 3 (c) and (d) and related matters from OP 6 and
OP 10 - Controls of BW including Related Materials

Côte d'Ivoire

State:

Date of Report:

	Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of BW and Related Materials? Can violators be penalized?	National legal framework		Enforcement: civil/criminal penalties, and measures of implementation, etc.		Remarks
		YES	if YES, indicate source document	YES	if YES, indicate source document	
1	Border control		Act 64-291 of 1 August 1964 amended by Ordinance 88-225 of 2 March 1988; Functions of the Domestic Intelligence Agency (DST) and the Customs Directorate		Customs Code	
2	Technical support of border control measures					
3	Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology					
4	Enforcement agencies/authorities					
5	Export control legislation in place					
6	Licensing provisions					
7	Individual licensing					
8	General licensing					
9	Exceptions from licensing					
10	Licensing of deemed export/visa					
11	National licensing authority					
12	Interagency review for licenses					
13	Control lists					
14	Updating of lists					
15	Inclusion of technologies					
16	Inclusion of means of delivery					
17	End-user controls					
18	Catch all clause					
19	Intangible transfers					
20	Transit control					
21	Trans-shipment control					

22	Re-export control				
23	Control of providing funds				
24	Control of providing transport services				
25	Control of importation				
26	Extraterritorial applicability				
27	Other				

OP 3 (c) and (d) and related matters from OP 6 and OP 10 -
Controls of CW including Related Materials

Côte d'Ivoire

State:

Date of Report:

	Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of CW and Related Materials? Can violators be penalized?	National legal framework		Enforcement: civil/criminal penalties, and measures of implementation, etc.		Remarks
		YES	if YES, indicate source document	YES	if YES, indicate source document	
1	Border control		2007 Act on the implementation of the Chemical Weapons Convention; Customs Code			
2	Technical support of border control measures					
3	Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology					
4	Enforcement agencies/authorities					
5	Export control legislation in place					
6	Licensing provisions					
7	Individual licensing					
8	General licensing					
9	Exceptions from licensing					
10	Licensing of deemed export/visa					
11	National licensing authority					
12	Interagency review for licensees					
13	Control lists					
14	Updating of lists					
15	Inclusion of technologies					
16	Inclusion of means of delivery					
17	End-user controls					
18	Catch all clause					
19	Intangible transfers					
20	Transit control					
21	Trans-shipment control					
22	Re-export control					
23	Control of providing funds					

24	Control of providing transport services					
25	Control of importation					
26	Extraterritorial applicability					
27	Other					

OP 3 (c) and (d) and related matters from OP 6, and OP 10 -
Controls of NW including Related Materials

Côte d'Ivoire

State:

Date of Report:

	Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of NW and Related Materials? Can violators be penalized?	National legal framework		Enforcement: civil/criminal penalties, and measures of implementation, etc.		Remarks
		YES	if YES, indicate source document	YES	if YES, indicate source document	
1	Border control		Act 64-291 of 1 August 1964, amended by Ordinance 88-225 of 2 March 1988 (functions of the Police and Customs)		Customs Code	
2	Technical support of border control measures					
3	Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology					
4	Enforcement agencies/authorities					
5	Export control legislation in place					
6	Licensing provisions					
7	Individual licensing					
8	General licensing					
9	Exceptions from licensing					
10	Licensing of deemed export/visa					
11	National licensing authority					
12	Interagency review for licenses					
13	Control lists					
14	Updating of lists					
15	Inclusion of technologies					
16	Inclusion of means of delivery					
17	End-user controls					
18	Catch all clause					
19	Intangible transfers					
20	Transit control					
21	Trans-shipment control					
22	Re-export control					
23	Control of providing funds					

24	Control of providing transport services				
25	Control of importation				
26	Extraterritorial applicability				
27	Other				

OP 6, 7 and 8 (d) - Control lists, Assistance, Information

Côte d'Ivoire

State:

Date of Report:

	Can information be provided on the following issues?	YES	Remarks
1	Control lists - items (goods/ equipment/materials/technologies)		
2	Control lists - other		
3	Assistance offered		Technical assistance has been offered by the OPCW Technical Secretariat and by UNODC (training, seminars and workshops). Côte d'Ivoire has been involved in IAEA seminars on the strengthening of the safeguards system, nuclear security, nuclear nonproliferation and the handling of radioactive waste.
4	Assistance requested		Côte d'Ivoire has requested assistance from UNODC and the 1540 Committee
5	Assistance in place (bilateral/plilateral/multilateral)		
6	Information for industry		
7	Information for the public		



Security Council

Distr.: General
25 March 2010
English
Original: French

Security Council Committee established pursuant to resolution 1540 (2004)

Note verbale dated 24 April 2008 from the Permanent Mission of the Democratic Republic of the Congo to the United Nations addressed to the Chairman of the Committee

The Permanent Mission of the Democratic Republic of the Congo to the United Nations presents its compliments to the Chairman of the Security Council Committee established pursuant to resolution 1540 (2004) on the non-proliferation of weapons of mass destruction and has the honour to transmit to him herewith the report of the Democratic Republic of the Congo, in accordance with the provisions of paragraph 4 of the above-mentioned resolution (see annex).



Annex to the note verbale dated 24 April 2008 from the Permanent Mission of the Democratic Republic of the Congo to the United Nations addressed to the Chairman of the Committee

OP 1 and related matters from OP 5, OP 6, OP 8 (a), (b), (c) and OP 10

Democratic Republic of the Congo

State:

Date of report:

Did you make one of the following statements as to your country's State Party to or Member State of one of the following Conventions, Treaties and Arrangements?	YES	If YES, indicate relevant information (i.e. signing, accession, ratification, entering into force, etc.)	Remarks (information refers to the page of the English version of the report or an official website)
1 General statement on non-possession of WMD	No		
2 General statement on commitment to disarmament and non-proliferation	No		
3 General statement on non-provision of WMD and related materials to non-State actors	No	of WMD	
4 Biological Weapons Convention (BWC)	Yes	Instruments of ratification deposited on 16 September 1975	http://disarmament2.un.org/TreatyStatus.nsf
5 Chemical Weapons Convention (CWC)	Yes	Instruments of ratification deposited on 12 October 2005	http://disarmament2.un.org/TreatyStatus.nsf
6 Nuclear Non-Proliferation Treaty (NPT)	Yes	Instruments of ratification deposited on 4 August 1970	http://disarmament2.un.org/TreatyStatus.nsf

The information in the matrices originates primarily from national reports and is complemented by official government information, including that made available to intergovernmental organizations. The matrices are prepared under the direction of the 1540 Committee.

The 1540 Committee intends to use the matrices as a reference tool for facilitating technical assistance and to enable the Committee to continue to enhance its dialogue with States on their implementation of Security Council resolution 1540.

The matrices are not a tool for measuring compliance of States with their non-proliferation obligations but for facilitating the implementation of Security Council resolutions 1540 and 1673. They do not reflect or prejudice any ongoing discussions outside of the Committee, in the Security Council or any of its organs, of a State's compliance with its non-proliferation or any other obligations.

Did you make one of the following statements or is your country a State Party to or Member State of one of the following Conventions, Treaties and Arrangements?		Yes	If Yes, indicate relevant information (i.e., signing, ratification, accession, entering into force, etc.)	Remarks and information refers to the page of the Report (i.e., (1) of the report is an effort and schedule)
7	Comprehensive Nuclear-Test-Ban Treaty (CTBT)	Yes	Ratified on 28 September 2004	http://disarmament2.un.org/TreatyStatus.nsf
8	Convention on Physical Protection of Nuclear Material (CPPNM)	Yes	Entered into force on 21 October 2004	http://www.iaea.org/Publications/Documents/Conventions/cppnm_status.pdf
9	Hague Code of Conduct (HCC)	No		
10	Geneva Protocol of 1925	No		
11	International Atomic Energy Agency (IAEA)	Yes	Since 1961	www.iaea.org/About/Policy/MemberStates
12	Nuclear-Weapon-Free Zone Protocol(s)			
13	Other conventions treaties	No		
14	Other arrangements	No		
15	Other			

State: **Democratic Republic of the Congo**

Date of report:

	Does national legislation exist which prohibits persons or entities to engage in one of the following activities? (Can violators be punished?)	National legal framework		Implementation (with national priorities and others)		Remarks
		YES	IF YES, indicate source document of national implementation law	YES	IF YES, indicate source document	
1 Manufacture/produce		No				
2 Acquire		Yes	Article 215 of the draft new Constitution			http://www.congonline.com/documents/Nouvelle_Constitution_fevrier2006.pdf
3 Possess		No				
4 Stockpile/store		No				
5 Develop		Yes	Article 215 of the draft new Constitution			http://www.congonline.com/documents/Nouvelle_Constitution_fevrier2006.pdf
6 Transport		No				
7 Transfer		Yes	Article 215 of the draft new Constitution			http://www.congonline.com/documents/Nouvelle_Constitution_fevrier2006.pdf
8 Use		No				
9 Participate as an accomplice in a.m. activities		No				
10 Assist in a.m. activities		Yes	Article 215 of the draft new Constitution			http://www.congonline.com/documents/Nouvelle_Constitution_fevrier2006.pdf
11 Finance a.m. activities		No				

	Does national legislation exist which prohibits persons or entities to engage in one of the following activities? Can violators be penalized?	National legal framework		Follow-up and enforcement provisions and other		Remarks
		YES	YES, relevant aspects described in national implementation law	YES	YES, indicate relevant document	
12	A.m. activities related to means of delivery	Yes	Article 215 of the draft new Constitution			http://www.congonline.com/documents/Nouvelle_Constitution_fevrier2006.pdf
13	Involvement of non-State actors in a.m. activities	No				
14	Other	...				

State: **Democratic Republic of the Congo**

Date of report:

Does national legislation exist which prohibits persons or entities to engage in one of the following activities? Can violators be penalized?		National legal framework		Enforcement: civil/criminal penalties and others		Remarks
		YES	If YES, indicate source document of national implementation law	YES	If YES, indicate source document	
1	Manufacture/produce	No				
2	Acquire	Yes	Article 215 of the draft new Constitution			http://www.congonline.com/documents/Nouvelle_Constitution_fevrier2006.pdf
3	Possess	No				
4	Stockpile/store	Yes	Article 215 of the draft new Constitution			http://www.congonline.com/documents/Nouvelle_Constitution_fevrier2006.pdf
5	Develop	Yes	Article 215 of the draft new Constitution			http://www.congonline.com/documents/Nouvelle_Constitution_fevrier2006.pdf
6	Transport	No				
7	Transfer	Yes	Article 215 of the draft new Constitution			http://www.congonline.com/documents/Nouvelle_Constitution_fevrier2006.pdf
8	Use	No				
9	Participate as an accomplice in a.m. activities	No				
10	Assist in a.m. activities	Yes	Article 215 of the draft new Constitution			http://www.congonline.com/documents/Nouvelle_Constitution_fevrier2006.pdf

	Does national legislation exist which prohibits persons or entities to engage in one of the following activities? (Can violators be penalized?)	National legal framework		Enforcement: civil/criminal penalties and others		Remarks
		YES	If YES, indicate source document of national legislation.	YES	If YES, indicate source document	
11	Finance a.m. activities	No				
12	A.m. activities related to means of delivery	No				
13	Involvement of non-State actors in a.m. activities	No				
14	Other					

OP 2 — Nuclear Weapons (NW)

State:

Democratic Republic of the
Congo

Date of report:

	Does national legislation exist which prohibits persons or entities to engage in one of the following activities? Can violators be penalized?	National legal framework		Enforcement, civil criminal penalties and others		Remarks
		YES	If YES, indicate source document of national implementation law	YES	If YES, indicate source document	
1	Manufacture/produce	Yes	Article 215 of the draft new Constitution			http://www.congonline.com/documents/Nouvelle_Constitution_fevrier2006.pdf
2	Acquire	Yes	Article 215 of the draft new Constitution			http://www.congonline.com/documents/Nouvelle_Constitution_fevrier2006.pdf
3	Possess	No				
4	Stockpile/store	No				
5	Develop	No				
6	Transport	No				
7	Transfer	Yes	Article 215 of the draft new Constitution			http://www.congonline.com/documents/Nouvelle_Constitution_fevrier2006.pdf
8	Use					
9	Participate as an accomplice in a.m. activities					
10	Assist in a.m. activities	Yes	Article 215 of the draft new Constitution			http://www.congonline.com/documents/Nouvelle_Constitution_fevrier2006.pdf
11	Finance a.m. activities	No				

	Does national legislation exist which prohibits persons or entities to engage in one of the following activities? Can violators be penalized?	National legal framework		Enforcement: civil criminal penalties and others		Remarks
		YES	If YES, indicate source document of national implementation law	YES	If YES, indicate source document	
12	A.m. activities related to means of delivery	No				
13	Involvement of non-State actors in a.m. activities	No				
14	Other					

OP 3 (a) and (b) — Account for/Secure/Physically protect BW including Related Materials

State: Democratic Republic of the Congo

Date of report:

	Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect BW and Related Materials? Can violators be penalized?	National legal framework		Enforcement: civil/criminal penalties, and others		Remarks
		YES	If YES, indicate source document	YES	If YES, indicate source document	
1	Measures to account for production	No				
2	Measures to account for use	No				
3	Measures to account for storage	No				
4	Measures to account for transport	No				
5	Other measures for accounting	No				
6	Measures to secure production	No				
7	Measures to secure use	No				
8	Measures to secure storage	No				
9	Measures to secure transport	No				
10	Other measures for securing	No				
11	Regulations for physical protection of facilities/materials/transport	No				
12	Licensing/registration of facilities/persons handling biological materials	No				
13	Reliability check of personnel	No				
14	Measures to account for/secure/physically protect means of delivery	No				
15	Regulations for genetic engineering work	No				

Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect BW and Related Materials? Can violators be penalized?	National legal framework		Enforcement: civil/criminal penalties and others		Remarks
	YES	If YES, indicate source document	YES	If YES, indicate source document	
16 Other legislation/regulations related to safety and security of biological materials	No				
17 Other					

OP 3 (a) and (b) — Account for/Secure/Physically protect CW including Related Materials

State: **Democratic Republic of the Congo**

Date of report:

Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect CW and Related Materials? Can violators be penalized?	National legal framework		Enforcement (civil/criminal penalties, and others)		Remarks
	YES	If YES, indicate source document	YES	If YES, indicate source document	
1 Measures to account for production	No				
2 Measures to account for use	No				
3 Measures to account for storage	No				
4 Measures to account for transport	No				
5 Other measures for accounting	No				
6 Measures to secure production	No				
7 Measures to secure use	No				
8 Measures to secure storage	No				
9 Measures to secure transport	No				
10 Other measures for securing	No				
11 Regulations for physical protection of facilities/materials/transport	No				
12 Licensing of chemical installations/entities/use of materials	No				
13 Reliability check of personnel	No				
14 Measures to account for/secure/physically protect means of delivery	No				
15 National CWC authority	Yes				

	Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect CW and Related Materials? Can violators be penalized?	National legal framework		Enforcement, civil, criminal penalties, and others		Remarks
		YES	If YES, indicate source document	YES	If YES, indicate source document	
16	Reporting Schedule I, II and III chemicals to OPCW	Yes				
17	Account for, secure or physically protect old chemical weapons	No				
18	Other legislation/regulations controlling chemical materials	No				
19	Other					

OP 3 (a) and (b) — Account for/Secure/Physically protect NW including Related Materials

State: Democratic Republic of the Congo

Date of report:

Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect NW and Related Materials? Can violators be penalized?	National legal framework			Enforcement: civil/criminal penalties, and others		Remarks
	YES	If YES, indicate source document	YES	If YES, indicate source document		
1 Measures to account for production	No	INFCIRC/183			http://www.iaea.org/OurWork/SV/Safeguards/sir_table.pdf	
2 Measures to account for use	No					
3 Measures to account for storage	No					
4 Measures to account for transport	No					
5 Other measures for accounting	No					
6 Measures to secure production	No					
7 Measures to secure use	No					
8 Measures to secure storage	No					
9 Measures to secure transport	No					
10 Other measures for securing	No					
11 Regulations for physical protection of facilities/materials/transport	No					
12 Licensing of nuclear installations/entities/use of materials	No					
13 Reliability check of personnel	No					
14 Measures to account for/secure/physically protect means of delivery	No					
15 National regulatory authority	No					

Are any of the following measures, procedures or legislation in place to account for security or otherwise protect NW and Related Materials? Can violators be penalized?	National legal framework		Enforcement (collaboration penalties and other)		Remarks
	YES	IF YES, indicate source document	YES	IF YES, indicate source document	
16 IAEA Safeguards Agreements	Yes	1. IAEA Safeguards Agreement in force since 9 November 1972 2. Additional Protocol in force since 9 April 2003			http://www.iaea.org/OurWork/SV/Safeguards/sir_table.pdf
17 IAEA Code of Conduct on Safety and Security of Radioactive Sources					
18 IAEA Database on Illicit Trafficking of Nuclear Materials and other Radioactive Sources	No				
19 Other agreements related to IAEA	No				
20 Additional national legislation/regulations related to nuclear materials including CPPNM	No				
21 Other					

OP 3 (c) and (d) and related matters from OP 6 and OP 10 — Controls of BW including Related Materials

State: Democratic Republic of the Congo

Date of report:

	Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of BW and Related Materials? Can violators be penalized?	National legal framework		Enforcement, civil/criminal penalties, and measures of implementation, etc.		Remarks
		YES	If YES, indicate source document	YES	If YES, indicate source document	
1	Border control	Yes	1. Legislative Order No. 79/114 of 15 May 1979 2. Legislative Order 78/002 of 6 January 1978		1. Legislative Order No. 79/114 of 15 May 1979 2. Legislative Order 78/002 of 6 January 1978	http://www.minfinrdc.cd/regies/ofida/ofida.htm
2	Technical support of border control measures	No				
3	Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology	No				
4	Enforcement agencies/authorities	No				
5	Export control legislation in place	No				
6	Licensing provisions	No				
7	Individual licensing	No				
8	General licensing	No				
9	Exceptions from licensing	No				
10	Licensing of deemed export/visa	No				
11	National licensing authority	No				
12	Interagency review for licences	No				
13	Control lists	No				
14	Updating of lists	No				
15	Inclusion of technologies	No				
16	Inclusion of means of delivery	No				
17	End-user controls	No				

Which of the following legislation, procedures, measures, agencies exist to control border crossings, export import and other transfers of BW and Related Materials? Can violators be penalized?	National legal framework		Enforcement, civil criminal penalties, and measures of implementation, etc.		Remarks
	YES	If YES, indicate source document	YES	If YES, indicate source document	
18 Catch all clause	No				
19 Intangible transfers	No				
20 Transit control	No				
21 Trans-shipment control	No				
22 Re-export control	No				
23 Control of providing funds	No				
24 Control of providing transport services	No				
25 Control of importation	No				
26 Extraterritorial applicability	No				
27 Other	-				

OP 3 (c) and (d) and related matters from OP 6 and OP 10 — Controls of CW including Related Materials

State: Democratic Republic of the Congo

Date of report:

Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of CW and Related Materials? Can violators be penalized?	National legal framework			Enforcement: civil/criminal penalties, and measures of implementation, etc		Remarks
	YES	If YES, indicate source document	YES	If YES, indicate source document		
1 Border control	Yes	1. Legislative Order No. 79/114 of 15 May 1979 2. Legislative Order 78/002 of 6 January, 1978		1. Legislative Order No. 79/114 of 15 May 1979 2. Legislative Order 78/002 of 6 January 1978	http://www.minfinrde.cd/regies/ofida/ofida.htm	
2 Technical support of border control measures	No					
3 Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology	No					
4 Enforcement agencies/authorities	No					
5 Export control legislation in place	No					
6 Licensing provisions	No					
7 Individual licensing	No					
8 General licensing	No					
9 Exceptions from licensing	No					
10 Licensing of deemed export/visa	No					
11 National licensing authority	No					
12 Interagency review for licences	No					
13 Control lists	No					
14 Updating of lists	No					
15 Inclusion of technologies	No					
16 Inclusion of means of delivery	No					
17 End-user controls	No					

	Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of CW and Related Materials? Can violators be penalized?	National legal framework		Enforcement (civil/criminal penalties and measures of implementation, etc)		Remarks
		YES	If YES, indicate source document	YES	If YES, indicate source document	
18	Catch all clause	No				
19	Intangible transfers	No				
20	Transit control	No				
21	Trans-shipment control	No				
22	Re-export control	No				
23	Control of providing funds	No				
24	Control of providing transport services	No				
25	Control of importation	No				
26	Extraterritorial applicability	No				
27	Other					

OP 3 (c) and (d) and related matters from OP 6 and OP 10 — Controls of NW including Related Materials

State: Democratic Republic of the Congo

Date of report:

	Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of NW and Related Materials? Can violators be penalized?	National legal framework		Enforcement: civil/criminal penalties, and measures of implementation, etc.		Remarks
		YES	If YES, indicate source document	YES	If YES, indicate source document	
1	Border control	Yes	1. Legislative Order No. 79/114 of 15 May 1979 2. Legislative Order 78/002 of 6 January 1978		1. Legislative Order No. 79/114 of 15 May 1979 2. Legislative Order 78/002 of 6 January 1978	http://www.minfinrdc.cd/regies/ofida/ofida.htm
2	Technical support of border control measures	No				
3	Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology	No				
4	Enforcement agencies/authorities	No				
5	Export control legislation in place	No				
6	Licensing provisions	No				
7	Individual licensing	No				
8	General licensing	No				
9	Exceptions from licensing	No				
10	Licensing of deemed export/visa	No				
11	National licensing authority	No				
12	Interagency review for licences	No				
13	Control lists	No				
14	Updating of lists	No				
15	Inclusion of technologies	No				
16	Inclusion of means of delivery	No				
17	End-user controls	No				

Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of NW and Related Materials? Can violators be penalized?	National legal framework		Enforcement civil criminal penalties, and measures of implementation, etc.		Remarks
	YES	IF YES, indicate source document	YES	IF YES, indicate source document	
18 Catch all clause	No				
19 Intangible transfers	No				
20 Transit control	No				
21 Trans-shipment control	No				
22 Re-export control	No				
23 Control of providing funds	No				
24 Control of providing transport services	No				
25 Control of importation	No				
26 Extraterritorial applicability	No				
27 Other	-				

OP 6, 7 and 8 (d) — Control lists, Assistance, Information

State: Democratic Republic of the Congo

Date of report:

Information provided in the following items:		YES	Remarks
1	Control lists — items (goods, equipment materials/technologies)	No	
2	Control lists — other	No	
3	Assistance offered	No	
4	Assistance requested	No	
5	Assistance in place (bilateral/plurilateral/multilateral)	No	
6	Information for industry	No	
7	Information for the public	No	



Security Council

Distr.: General
25 March 2010
English
Original: French

Security Council Committee established pursuant to resolution 1540 (2004)

Note verbale dated 23 October 2008 from the Permanent Mission of the Niger to the United Nations addressed to the Chairman of the Committee

The Permanent Mission of the Republic of the Niger to the United Nations, in response to the note verbale from the Chairman of the Committee established pursuant to resolution 1540 (2004), has the honour to transmit herewith a copy of the matrix for the submission of reports pursuant to Security Council resolution 1540 (2004), duly completed by the competent authorities of the Niger (see annex).

Please note, however, that there are as yet no specific provisions in the national legislation on offences relating to biological, chemical and/or nuclear weapons.



Annex to the note verbale dated 23 October 2008 from the Permanent Mission of the Niger to the United Nations addressed to the Chairman of the Committee

OP 1 and related matters from OP 5, OP 6, OP 8 (a), (b), (c) and OP 10

The Niger

State:

Date of report:

Did you make one of the following statements or is your country a State Party to or Member State of one of the following Conventions, Treaties and Arrangements?		YES	If YES, indicate relevant information (i.e. signing, accession, ratification, entering into force, etc.)	Remarks (information refers to the page of the English version of the report or an official website)
1	General statement on non-possession of WMD			
2	General statement on commitment to disarmament and non-proliferation			
3	General statement on non-provision of WMD and related materials to non-State actors			
4	Biological Weapons Convention (BWC)		Deposited the instruments of ratification on 23 June 1972	http://disarmament.un.org/treatystatus.nsf
5	Chemical Weapons Convention (CWC)		Deposited the instruments of ratification on 9 April 1997	
6	Nuclear Non-Proliferation Treaty (NPT)		Deposited the instruments of ratification on 9 October 1992	
7	Comprehensive Nuclear-Test-Ban Treaty (CTBT)		Deposited the instruments of ratification on 9 September 2002	

The information in the matrices originates primarily from national reports and is complemented by official government information, including that made available to inter-governmental organizations. The matrices are prepared under the direction of the 1540 Committee.

The 1540 Committee intends to use the matrices as a reference tool for facilitating technical assistance and to enable the Committee to continue to enhance its dialogue with States on their implementation of Security Council Resolution 1540.

The matrices are not a tool for measuring compliance of States in their non-proliferation obligations but for facilitating the implementation of Security Council Resolutions 1540 and 1673. They do not reflect or prejudice any ongoing discussions outside of the Committee, in the Security Council or any of its organs, of a state's compliance with its non-proliferation or any other obligations.

Did you make one of the following statements or is your country a State Party to or Member State of one of the following Conventions, Treaties and Arrangements?	YES	If YES, indicate relevant information (i.e. signing, accession, ratification, entering into force, etc.)	Remarks (information refers to the page of the English version of the report or an official website)
8 Convention on Physical Protection of Nuclear Material (CPPNM)		Deposited instruments of ratification on 19 August 2004	http://www.iaea.org/Publications/Documents/Conventions/cppnm_status.pdf
9 Hague Code of Conduct (HCOC)		Signed on 26 November 2002	http://www.bmcta.gv.at/up-media/1679_list_of_hcoc_subscribing_states.doc
10 Geneva Protocol of 1925		Deposited the instruments of ratification on 5 April 1967	http://disarmament.un.org/treatystatus.nsf
11 International Atomic Energy Agency (IAEA)		Since 1969	About IAEA: IAEA Member States
12 Nuclear-Weapons-Free Zone/Protocol(s)		Pelindaba Treaty, signed on 11 April 1996	http://disarmament.un.org/treatystatus.nsf
13 Other conventions/treaties			
14 Other arrangements			
15 Other		State party to eight conventions and protocols relating to terrorism	http://www.un.org/sc/ctc/documents/treatytable.pdf

OP 2 — Biological Weapons (BW)

The Niger

State:

Date of report:

	Does national legislation exist which prohibits persons or entities to engage in one of the following activities? Can violators be penalized?	National legal framework		Enforcement civil/criminal penalties and others		Remarks
		YES	If YES, indicate source document of national implementation law	YES	If YES, indicate source document	
1	Manufacture/produce		Article 132 of the Constitution			Constitution of 18 July 1999
2	Acquire					
3	Possess					
4	Stockpile/store		Article 132 of the Constitution			Constitution of 18 July 1999
5	Develop					
6	Transport					
7	Transfer		Article 132 of the Constitution			Constitution of 18 July 1999
8	Use					
9	Participate as an accomplice in a.m. activities					
10	Assist in a.m. activities		Article 132 of the Constitution			Constitution of 18 July 1999
11	Finance a.m. activities					
12	A.m. activities related to means of delivery		Article 132 of the Constitution			Constitution of 18 July 1999
13	Involvement of non-State actors in a.m. activities					
14	Other					

OP 2 — Chemical Weapons (CW)

The Niger

State:

Date of report:

	Does national legislation exist which prohibits persons or entities to engage in one of the following activities? (Can violators be penalized?)	National legal framework		Enforcement: civil criminal penalties and others		Remarks
		YES	If YES, indicate source document of national implementation law	YES	If YES, indicate source document	
1	Manufacture/produce		Article 132 of the Constitution			Constitution of 18 July 1999
2	Acquire					
3	Possess					
4	Stockpile/store		Article 132 of the Constitution			Constitution of 18 July 1999
5	Develop					
6	Transport					
7	Transfer		Article 132 of the Constitution			Constitution of 18 July 1999
8	Use					
9	Participate as an accomplice in a.m. activities					
10	Assist in a.m. activities		Article 132 of the Constitution			Constitution of 18 July 1999
11	Finance a.m. activities					
12	A.m. activities related to means of delivery					
13	Involvement of non-State actors in a.m. activities					
14	Other					

OP 2 — Nuclear Weapons (NW)

S/AC.44/2004/(02)/159

State: **The Niger**

Date of report:

	Does national legislation exist which prohibits persons or entities to engage in one of the following activities? Can violators be penalized?	National legal framework		Enforcement: civil/criminal penalties and others		Remarks
		YES	If YES, indicate source document of national implementation law	YES	If YES, indicate source document	
1	Manufacture/produce		Article 132 of the Constitution			Constitution of 18 July 1999
2	Acquire					
3	Possess					
4	Stockpile/store					
5	Develop					
6	Transport					
7	Transfer		Article 132 of the Constitution			Constitution of 18 July 1999
8	Use					
9	Participate as an accomplice in a.m. activities					
10	Assist in a.m. activities		Article 132 of the Constitution			Constitution of 18 July 1999
11	Finance a.m. activities					
12	A.m. activities related to means of delivery					
13	Involvement of non-State actors in a.m. activities					
14	Other					

OP 3 (a) and (b) — Account for/Secure/Physically protect BW including Related Materials

State: **The Niger**

Date of report:

Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect BW and Related Materials? Can violators be penalized?	National legal framework			Enforcement civil criminal penalties, and others		Remarks
	YES	If YES, indicate source document	YES	If YES, indicate source document		
1 Measures to account for production						
2 Measures to account for use						
3 Measures to account for storage						
4 Measures to account for transport						
5 Other measures for accounting						
6 Measures to secure production						
7 Measures to secure use						
8 Measures to secure storage						
9 Measures to secure transport						
10 Other measures for securing						
11 Regulations for physical protection of facilities/materials/transport						
12 Licensing/registration of facilities/persons handling biological materials						
13 Reliability check of personnel						
14 Measures to account for/secure/physically protect means of delivery						
15 Regulations for genetic engineering work						
16 Other legislation/regulations related to safety and security of biological materials						
17 Other						

OP 3 (a) and (b) — Account for/Secure/Physically protect CW including Related Materials

State: **The Niger**

Date of report:

Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect CW and Related Materials? Can violators be penalized?	National legal framework		Enforcement civil/criminal penalties, and others		Remarks
	YES	If YES, indicate source document	YES	If YES, indicate source document	
1 Measures to account for production					
2 Measures to account for use					
3 Measures to account for storage					
4 Measures to account for transport					
5 Other measures for accounting					
6 Measures to secure production					
7 Measures to secure use					
8 Measures to secure storage					
9 Measures to secure transport					
10 Other measures for securing					
11 Regulations for physical protection of facilities/materials/transport					
12 Licensing of chemical installations/entities/use of materials					
13 Reliability check of personnel					
14 Measures to account for/secure/physically protect means of delivery					

	Are any of the following measures, procedures or legislation in place to account for secure or otherwise protect CWC and Related Materials? Can violators be penalized?	National legal framework		Enforcement, civil/criminal penalties, and others		Remarks
		YES	If YES, indicate source document	YES	If YES, indicate source document	
15	National CWC authority		Ministry of Foreign Affairs			http://www.opcw.org/docs/National/Authorities.pdf
16	Reporting Schedule I, II and III chemicals to OPCW					
17	Account for, secure or physically protect old chemical weapons					
18	Other legislation/regulations controlling chemical materials					
19	Other					

OP 3 (a) and (b) — Account for/Secure/Physically protect NW including Related Materials

State: **The Niger**

Date of report:

Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect NW and Related Materials? Can violators be penalized?	National legal framework		Enforcement - civil/criminal penalties, and others		Remarks
	YES	If YES, indicate source document	YES	If YES, indicate source document	
1 Measures to account for production					
2 Measures to account for use					
3 Measures to account for storage					
4 Measures to account for transport					
5 Other measures for accounting					
6 Measures to secure production					
7 Measures to secure use					
8 Measures to secure storage					
9 Measures to secure transport					
10 Other measures for securing					
11 Regulations for physical protection of facilities/materials/transport					
12 Licensing of nuclear installations/entities/use of materials					
13 Reliability check of personnel					
14 Measures to account for/secure/physically protect means of delivery					
15 National regulatory authority					

Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect NW and Related Materials? Can violators be penalized?	National legal framework		Enforcement, civil criminal penalties, and others		Remarks
	YES	If YES, include source document	YES	If YES, include source document	
16 IAEA Safeguards Agreements		Safeguards Agreements in force since 16 February 2005 Additional Protocol signed on 11 June 2004		http://www.iaea.org/OurWork/SV/Safeguards/sir_table.pdf	http://www.iaea.org/OurWork/SV/Safeguards/sir_table.pdf
17 IAEA Code of Conduct on Safety and Security of Radioactive Sources					
18 IAEA Database on Illicit Trafficking of Nuclear Materials and other Radioactive Sources					
19 Other agreements related to IAEA					
20 Additional national legislation/regulations related to nuclear materials including CPPNM					
21 Other					

OP 3 (c) and (d) and related matters from OP 6 and OP 10 — Controls of BW including Related Materials

State: The Niger

Date of report:

Which of the following legislative, procedural, measures, agencies exist to control border crossings, exports import and other transfers of BW and Related Materials? Can violations be penalized?	National legal framework		Enforcement: civil/criminal penalties, and measures of implementation, etc.		Remarks
	YES	If YES, indicate source document	YES	If YES, indicate source document	
1 Border control	No	-----	No	-----	Proposed
2 Technical support of border control measures	No	-----	No	-----	Proposed
3 Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology					
4 Enforcement agencies/authorities					
5 Export control legislation in place					
6 Licensing provisions					
7 Individual licensing					
8 General licensing					
9 Exceptions from licensing					
10 Licensing of deemed export/visa					
11 National licensing authority					
12 Interagency review for licences					
13 Control lists					
14 Updating of lists					
15 Inclusion of technologies					
16 Inclusion of means of delivery					
17 End-user controls					
18 Catch all clause					
19 Intangible transfers					
20 Transit control					

	Which of the following legislation, procedures, measures, agencies exist to control border crossings, export import and other transfers of BW and Related Materials? Can violators be penalized?	National legal framework		Enforcement, civil/criminal penalties, and measures of implementation, etc.		Remarks
		YES	If YES, indicate source document	YES	If YES, indicate source document	
21	Trans-shipment control					
22	Re-export control					
23	Control of providing funds					
24	Control of providing transport services					
25	Control of importation					
26	Extraterritorial applicability					
27	Other					

OP 3 (c) and (d) and related matters from OP 6 and OP 10 — Controls of CW including Related Materials

The Niger

State:

Date of report:

	Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of CW and Related Materials? Can violators be penalized?	National legal framework		Enforcement, civil/criminal penalties, and measures of implementation, etc.		Remarks
		YES	If YES, indicate source document	YES	If YES, indicate source document	
1	Border control					
2	Technical support of border control measures					
3	Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology					
4	Enforcement agencies/authorities					
5	Export control legislation in place					
6	Licensing provisions					
7	Individual licensing					
8	General licensing					
9	Exceptions from licensing					
10	Licensing of deemed export/visa					
11	National licensing authority					
12	Interagency review for licences					
13	Control lists					
14	Updating of lists					
15	Inclusion of technologies					
16	Inclusion of means of delivery					
17	End-user controls					
18	Catch all clause					
19	Intangible transfers					
20	Transit control					

	Which of the following legislation, procedures, measures, agencies exist to control border crossings, export import and other transfers of CW and Related Materials? Can violators be penalized?	National legal framework		Enforcement civil criminal penalties, and measures of implementation, etc		Remarks
		YES	If YES, indicate source document	YES	If YES, indicate source document	
21	Trans-shipment control					
22	Re-export control					
23	Control of providing funds					
24	Control of providing transport services					
25	Control of importation					
26	Extraterritorial applicability					
27	Other					



Security Council

Distr.: General
29 March 2010

Original: English

Security Council Committee established pursuant to resolution 1540 (2004)

Note verbale dated 7 April 2008 from the Permanent Mission of Seychelles to the United Nations addressed to the Chairman of the Committee

The Permanent Mission of Seychelles to the United Nations has the honour to submit herewith the report of Seychelles pursuant to Security Council resolution 1540 (2004) (see annex).



Annex to the note verbale dated 7 April 2008 from the Permanent Mission of Seychelles to the United Nations addressed to the Chairman of the Committee

OP 1 and related matters from OP 5, OP 6, OP 8 (a), (b), (c) and OP 10

Seychelles
State: {date}
Date of report:

	Did you make one of the following statements or is your country a State Party to or Member State of one of the following Conventions, Treaties and Arrangements?	YES	If YES, indicate relevant information (i.e. signing, accession, ratification, entering into force, etc.)	Remarks (information refers to the page of the English version of the report or an official website)
1	General statement on non-possession of WMD	X	Does not possess WMD of any kind	
2	General statement on commitment to disarmament and non-proliferation	X	Supports efforts for arms control and disarmament and non-proliferation of WMD	
3	General statement on non-provision of WMD and related materials to non-State actors	X	Policy not to provide any kind of support to non-State bodies that attempt to develop, acquire, manufacture, transport and use WMD	
4	Biological Weapons Convention (BWC)	X	Deposit 11 October 1979	
5	Chemical Weapons Convention (CWC)	X	Deposit 7 April 1993	
6	Nuclear Non-Proliferation Treaty (NPT)	X	Deposit 12 March 1985 (Agreement between Seychelles and IAEA for the Application of Safeguards in connection with NPT and the Additional Protocol)	http://disarmament.un.org/TreatyStatus.nsf
7	Comprehensive Nuclear-Test-Ban Treaty (CTBT)	X	Deposit 13 April 2004	

The information in the matrices originates primarily from national reports and is complemented by official government information, including that made available to intergovernmental organizations. The matrices are prepared under the direction of the 1540 Committee.

The 1540 Committee intends to use the matrices as a reference tool for facilitating technical assistance and to enable the Committee to continue to enhance its dialogue with States on their implementation of Security Council resolution 1540.

The matrices are not a tool for measuring compliance of States in their non-proliferation obligations but for facilitating the implementation of Security Council resolutions 1540 and 1673. They do not reflect or prejudice any ongoing discussions outside of the Committee, in the Security Council or any of its organs, of a State's compliance with its non-proliferation or any other obligations.

Did you make one of the following statements or is your country a State Party to or Member State of one of the following Conventions, Treaties and Arrangements?	YES	If YES, indicate relevant information (i.e. signing, accession, ratification, entering into force, etc.)	Remarks (information refers to the page of the English version of the report or an official website)
8 Convention on Physical Protection of Nuclear Material (CPPNM)	X	Deposit 13 August 2003	http://www.iaea.org/Publications/Documents/Conventions/cppnm_status.pdf
9 Hague Code of Conduct (HCOC)	X	Subscribed 25 November 2002	http://www.bmaagv.at/up-media/1679_list_of_hcoc_subscribing_states.doc
10 Geneva Protocol of 1925			
11 International Atomic Energy Agency (IAEA)	X	Since 2003	http://www.iaea.org/About/Policy/MemberStates/index.html
12 Nuclear-Weapons-Free Zone/Protocol(s)	X	Pelindaba Treaty, signed 9 July 1996	http://disarmament.un.org/TreatyStatus.nsf
13 Other conventions/treaties	X	1. Outer Space 2. Sea-Bed Treaty	
14 Other arrangements	X	Seychelles is a member of the Non-Aligned Movement (NAM). The objectives/principles of the Movement are compatible with resolution 1540	
15 Other	X	State party to 12 international conventions and protocols on terrorism	http://www.un.org/sc/ctc/documents/treatytable.pdf

OP 2 — Biological Weapons (BW)

State: Seychelles

Date of report:

{date}

Does national legislation exist which prohibits persons or entities to engage in one of the following activities? Can violators be penalized?	National legal framework		Enforcement: civil/criminal penalties and others		Remarks
	YES	If YES, indicate source document of national implementation law	YES	If YES, indicate source document	
1 Manufacture/produce	X	Explosives Act Prevention of Terrorism Act Firearms and Ammunitions Act Penal Code			
2 Acquire	X				
3 Possess	X				
4 Stockpile/store	X				
5 Develop	X				
6 Transport	X				
7 Transfer	X				
8 Use	X				
9 Participate as an accomplice in a.m. activities	X				
10 Assist in a.m. activities	X				
11 Finance a.m. activities	X	Anti Money Laundering Act, 1996		Anti Money Laundering Act, 1996	https://www.imolin.org/amlid/showLaw.do?law=5112&language=ENG&country=SEY
12 A.m. activities related to means of delivery	X				
13 Involvement of non-State actors in a.m. activities	X				
14 Other	X	Contingency Plan to deal with hijackings and other Acts of Unlawful Interference with Civil Aviation for Airports in Seychelles			

OP 2 — Chemical Weapons (CW)

State: **Seychelles**

Date of report: {date}

Does national legislation exist which prohibits persons or entities to engage in one of the following activities? Can violators be penalized?		National legal framework		Enforcement: civil/criminal penalties and others		Remarks
		YES	If YES, indicate source document of national implementation law	YES	If YES, indicate source document	
1	Manufacture/produce	X	Explosives Act Prevention of Terrorism Act Firearms and Ammunitions Act Penal Code			
2	Acquire	X				
3	Possess	X				
4	Stockpile/store	X				
5	Develop	X				
6	Transport	X				
7	Transfer	X				
8	Use	X				
9	Participate as an accomplice in a.m. activities	X	Anti Money Laundering Act, 1996			
10	Assist in a.m. activities	X				
11	Finance a.m. activities	X			Anti Money Laundering Act, 1996	https://www.imolin.org/amlid/showLaw.do?law=5112&language=ENG&country=SEY
12	A.m. activities related to means of delivery	X				
13	Involvement of non-State actors in a.m. activities	X				
14	Other	X	Chemical Weapons Bill (to be presented to Cabinet of Ministers)		Contingency Plan to deal with hijackings and other Acts of Unlawful Interference with Civil Aviation for Airports in Seychelles	

OP 2 — Nuclear Weapons (NW)

S/AC.44/2004/(02)/160

State: **Seychelles**
Date of report: {date}

	Does national legislation exist which prohibits persons or entities to engage in one of the following activities? (Can violators be penalized?)	National legal framework		Enforcement: civil criminal penalties and others		Remarks
		YES	If YES, indicate source document of national implementation law	YES	If YES, indicate source document	
1	Manufacture/produce	X	Explosives Act Prevention of Terrorism Act Firearms and Ammunitions Act Penal Code			
2	Acquire	X				
3	Possess	X				
4	Stockpile/store	X				
5	Develop	X				
6	Transport	X	Maritime Zones Act, 1999: Article 16	Maritime Zones Act, 1999: Part V		http://www.un.org/Depts/los/LEGISLATION/NDTREATIES/PDFFILES/SYC_1999_Act2.pdf
7	Transfer	X	Explosives Act Prevention of Terrorism Act Firearms and Ammunitions Act Penal Code			
8	Use	X				
9	Participate as an accomplice in a.m. activities	X				
10	Assist in a.m. activities	X				
11	Finance a.m. activities	X	Anti Money Laundering Act, 1996	Anti Money Laundering Act, 1996		https://www.imolin.org/amliid/showLaw.do?law=5112&language=ENG&country=SEY
12	A.m. activities related to means of delivery	X				
13	Involvement of non-State actors in a.m. activities	X				
14	Other	X	Contingency Plan to deal with hijackings and other Acts of Unlawful Interference with Civil Aviation for Airports in Seychelles			

OP 3 (a) and (b) — Account for/Secure/Physically protect BW including Related Materials

State: Seychelles

{date}

Date of report:

Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect BW and Related Materials? Can violators be penalized?	National legal framework		Enforcement, civil/criminal penalties, and others		Remarks
	YES	IF YES, indicate source document	YES	IF YES, indicate source document	
1 Measures to account for production	X				https://www.ippe.int/servlet/BinaryDownloadServlet?filename=1133959432690_PES_T_Seychelles.doc
2 Measures to account for use	X				
3 Measures to account for storage	X	1. Pesticide Control Act, 1996; Parts I-IV		1. Pesticide Control Act, 1996; Part V — offences and penalties	
4 Measures to account for transport	X	2. Plant Protection Act, 1996		2. Plant Protection Act, 1996	https://www.ippe.int/cds_upload/11339603_65735_PPQ_Seychelles.rtf
5 Other measures for accounting					
6 Measures to secure production	X				https://www.ippe.int/servlet/BinaryDownloadServlet?filename=1133959432690_PES_T_Seychelles.doc
7 Measures to secure use	X				
8 Measures to secure storage	X	1. Pesticide Control Act, 1996; Parts I-IV		1. Pesticide Control Act, 1996; Part V — offences and penalties	
9 Measures to secure transport	X	2. Plant Protection Act, 1996		2. Plant Protection Act, 1996	https://www.ippe.int/cds_upload/11339603_65735_PPQ_Seychelles.rtf
10 Other measures for securing					
11 Regulations for physical protection of facilities/materials/transport					
12 Licensing/registration of facilities/persons handling biological materials	X	Companies (Special Licenses) Act, 2003		1. Pesticide Control Act, 1996 2. Plant Protection Act, 1996	http://www.siba.net/pdf/CSL/ApplicationGuidelines.pdf
13 Reliability check of personnel					

Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect BW and Related Materials? Can violators be penalized?	National legal framework		Enforcement (civil, criminal penalties, and others)		Remarks
	YES	If YES, indicate source document	YES	If YES, indicate source document	
14 Measures to account for/secure/physically protect means of delivery					
15 Regulations for genetic engineering work					
16 Other legislation/regulations related to safety and security of biological materials					
17 Other					

OP 3 (a) and (b) — Account for/Secure/Physically protect CW including Related Materials

State: Seychelles

Date of report: {date}

Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect BW and Related Materials? Can violators be penalized?	National legal framework		Enforcement: civil criminal penalties and others		Remarks
	YES	If YES, indicate source document	YES	If YES, indicate source document	
1 Measures to account for production					
2 Measures to account for use					
3 Measures to account for storage					
4 Measures to account for transport					
5 Other measures for accounting					
6 Measures to secure production	X				https://www.ippc.int/servlet/BinaryDownloadServlet?filename=133959432690_PEST_Seychelles.doc
7 Measures to secure use	X	Pesticide Control Act, 1996: Parts I-IV		Pesticide Control Act, 1996: Part V -- offences and penalties	
8 Measures to secure storage	X				
9 Measures to secure transport	X				
10 Other measures for securing					
11 Regulations for physical protection of facilities/materials/transport					
12 Licensing of chemical installations/entities/use of materials	X	Companies (Special Licenses) Act, 2003			http://www.siba.net/pdf/CSL/Application_Guidelines.pdf
13 Reliability check of personnel					
14 Measures to account for/secure/physically protect means of delivery					
15 National CWC authority	X	Ministry of Foreign Affairs			http://www.opcw.org/docs/NationalAuthorities.pdf

Any one of the following measures provides a no legislation in place to account for secure or otherwise protect BW and Related Materials? Can violators be penalized?	National legal framework		Implementation and external promotion and others		Remarks
	YES	If YES, indicate source document	YES	If YES, indicate source document	
16 Reporting Schedule I, II and III chemicals to OPCW					
17 Account for, secure or physically protect old chemical weapons					
18 Other legislation/regulations controlling chemical materials					
19 Other	X	Environment Protection Regulations, 2000			http://www.pps.gov.sc/Enviro/Environment_Protection_Ozone_Regulations_2000.pdf

OP 3 (a) and (b) — Account for/Secure/Physically protect NW including Related Materials

State: Seychelles

Date of report: {date}

	Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect NW and Related Materials? Can violators be penalized?	National legal framework		Enforcement: civil criminal penalties, and others		Remarks
		YES	If YES, indicate source document	YES	If YES, indicate source document	
1	Measures to account for production	X				http://www.iaea.org/OurWork/SV/Safeguards/sir_table.pdf
2	Measures to account for use	X	INFCIRC/635 (SQP)			
3	Measures to account for storage	X				
4	Measures to account for transport	X	Maritime Zones Act, 1999; Article 16		Maritime Zones Act, 1999; Part V	http://www.un.org/Depts/los/LEGISLATIONANDTREATIES/PDFFILES/SYC_1999_Act2.pdf
5	Other measures for accounting					
6	Measures to secure production					
7	Measures to secure use					
8	Measures to secure storage					
9	Measures to secure transport	X	Maritime Zones Act, 1999; Article 16		Maritime Zones Act, 1999; Part V	http://www.un.org/Depts/los/LEGISLATIONANDTREATIES/PDFFILES/SYC_1999_Act2.pdf
10	Other measures for securing					
11	Regulations for physical protection of facilities/materials/transport					
12	Licensing of nuclear installations/entities/use of materials	X	Companies (Special Licenses) Act, 2003			http://www.siba.net/pdf/CSL/Application_Guidelines.pdf

	Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect NW and Related Materials? Can violators be penalized?	National legal framework		Enforcement, civil criminal penalties, and others		Remarks
		YES	If YES, indicate source document	YES	If YES, indicate source document	
13	Reliability check of personnel					
14	Measures to account for/secure/physically protect means of delivery					
15	National regulatory authority					
16	IAEA Safeguards Agreements	X	1. SQP: in force 19 July 2004 2. Additional Protocol: in force 13 October 2004			http://www.iaea.org/OurWork/SV/Safeguards/sir_table.pdf
17	IAEA Code of Conduct on Safety and Security of Radioactive Sources					
18	IAEA Database on Illicit Trafficking of Nuclear Materials and other Radioactive Sources					
19	Other agreements related to IAEA		Revised Supplementary Agreement Concerning the Provision of Technical Assistance			
20	Additional national legislation/regulations related to nuclear materials including CPPNM	X	Amendment to the CPPNM: deposit 9 January 2006			http://www.iaea.org/Publications/Documents/Conventions/cppnm_amend_status.pdf
21	Other					

OP 3 (c) and (d) and related matters from OP 6 and OP 10 --- Controls of BW including Related Materials

State: **Seychelles**

Date of report: {date}

	Which of the following legislation, procedures, measures, agencies exist to control border crossings, export import and other transfers of BW and Related Materials? Can violators be penalized?	National legal framework		Enforcement, civil/criminal penalties, and measures of implementation, etc.		Remarks
		YES: If YES, indicate source document	YES: If YES, indicate source document	YES: If YES, indicate source document	YES: If YES, indicate source document	
1	Border control	X	Maritime Zones Act, 1999		Maritime Zones Act, Part V	http://www.un.org/Depts/los/LEGISLATION/ANDTREATIES/PDFFILES/SYC_1999_Act2.pdf
2	Technical support of border control measures					
3	Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology					
4	Enforcement agencies/authorities				Port Authorities Seychelles Bureau of Standards	http://www.un.org/Depts/los/LEGISLATION/ANDTREATIES/PDFFILES/SYC_1999_Act2.pdf
5	Export control legislation in place	X				https://www.ippc.int/servlet/BinaryDownloaderServlet?filename=1133959432690_PEST_Seychelles.doc
6	Licensing provisions	X	1. Pesticide Control Act, 1996 2. Plant Protection Act, 1996		1. Pesticide Control Act, 1996, Part V 2. Plant Protection Act, 1996	https://www.ippc.int/cds_upload/1133960365735_PPQ_Seychelles.rtf
7	Individual licensing					
8	General licensing					
9	Exceptions from licensing					
10	Licensing of deemed export/visa					

Which of the following legislation provisions, measures, agencies exist to control border crossings, exports/import and other transfers of BW and Related Materials? Can violators be penalized?	National legal framework		Enforcement, civil/criminal penalties, and measures of implementation, etc.		Remarks
	YES	IF YES, indicate source document	YES	IF YES, indicate source document	
11 National licensing authority	X				https://www.ippc.int/servlet/BinaryDownloaderServlet?filename=1133959432690_PEST_Seychelles.doc https://www.ippc.int/cds_upload/1133960365735_PPQ_Seychelles.rtf
12 Interagency review for licences	X				
13 Control lists	X	1. Pesticide Control Act, 1996 2. Plant Protection Act, 1996			
14 Updating of lists					
15 Inclusion of technologies					
16 Inclusion of means of delivery					
17 End-user controls					
18 Catch all clause					
19 Intangible transfers					
20 Transit control					
21 Trans-shipment control					
22 Re-export control					
23 Control of providing funds					
24 Control of providing transport services					
25 Control of importation	X	1. Pesticide Control Act, 1996 2. Plant Protection Act, 1996		1. Pesticide Control Act, 1996, Part V 2. Plant Protection Act, 1996	https://www.ippc.int/servlet/BinaryDownloaderServlet?filename=1133959432690_PEST_Seychelles.doc https://www.ippc.int/cds_upload/1133960365735_PPQ_Seychelles.rtf
26 Extraterritorial applicability					
27 Other	X	Agreement between Seychelles and France on Cooperating in the Maritime Zones around the Seychelles Islands, Ile Esparses, Mayotte and La Reunion. Signed 19th December 2006			

OP 3 (c) and (d) and related matters from OP 6 and OP 10 — Controls of CW including Related Materials

State: **Seychelles**

Date of report:

{date}

	Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of CW and Related Materials? Can violators be penalized?	National legal framework		Enforcement civil/criminal penalties and measures of implementation, etc		Remarks
		YES	If YES, indicate source document	YES	If YES, indicate source document	
1	Border control	X	Maritime Zones Act, 1999		Maritime Zones Act, 1999; Part V	http://www.un.org/Depts/los/LEGISLATION/ANDTREATIES/PDFFILES/SYC_1999_Act2.pdf
2	Technical support of border control measures					
3	Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology					
4	Enforcement agencies/authorities				Port Authorities Seychelles Bureau of Standards	http://www.un.org/Depts/los/LEGISLATION/ANDTREATIES/PDFFILES/SYC_1999_Act2.pdf
5	Export control legislation in place	X			Pesticide Control Act, 1996, Part V	https://www.ipcc.int/servlet/BinaryDownloaderServlet?filename=1133959432690_PEST_Seychelles.doc
6	Licensing provisions	X	Pesticide Control Act, 1996			
7	Individual licensing					
8	General licensing					
9	Exceptions from licensing					
10	Licensing of deemed export/visa					
11	National licensing authority	X				
12	Inter-agency review for licences	X	Pesticide Control Act, 1996			https://www.ipcc.int/servlet/BinaryDownloaderServlet?filename=1133959432690_PEST_Seychelles.doc
13	Control lists	X				

Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of CW and Related Materials? Can violators be penalized?	National legal framework		Enforcement: civil/criminal penalties, and measures of implementation, etc		Remarks
	YES	If YES, indicate source document	YES	If YES, indicate source document	
14 Updating of lists					
15 Inclusion of technologies					
16 Inclusion of means of delivery					
17 End-user controls					
18 Catch all clause					
19 Intangible transfers					
20 Transit control					
21 Trans-shipment control					
22 Re-export control					
23 Control of providing funds					
24 Control of providing transport services					
25 Control of importation	X	Trade Tax Regulations			
26 Extraterritorial applicability	X	Environment Protection Regulations, 2000			
27 Other					http://www.pps.gov.sc/enviro/Environment_Protection_Ozone_Regulations_2000.pdf

OP 3 (c) and (d) and related matters from OP 6 and OP 10 --- Controls of NW including Related Materials

State: Seychelles

{date}

Date of report:

	Which of the following legislation, procedures, measures, agencies exist to control border crossings, export import and other transfers of NW and Related Materials? Can violators be penalized?	National legal framework		Enforcement, civil/criminal penalties, and measures of implementation, etc.		Remarks
		YES	If YES, indicate source document	YES	If YES, indicate source document	
1	Border control	X	Maritime Zones Act, 1999		Maritime Zones Act, 1999; Part V	http://www.un.org/Depts/los/LEGISLATION/ANDTREATIES/PDFFILES/SYC_1999_Act2.pdf
2	Technical support of border control measures					
3	Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology					
4	Enforcement agencies/authorities	X			Port Authorities Seychelles Bureau of Standards	http://www.un.org/Depts/los/LEGISLATION/ANDTREATIES/PDFFILES/SYC_1999_Act2.pdf
5	Export control legislation in place					
6	Licensing provisions					
7	Individual licensing					
8	General licensing					
9	Exceptions from licensing					
10	Licensing of deemed export/visa					
11	National licensing authority					
12	Inter-agency review for licences					
13	Control lists					
14	Updating of lists					
15	Inclusion of technologies					
16	Inclusion of means of delivery					

	Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of NW and Related Materials? Can violators be penalized?	National legal framework		Enforcement, civil, criminal penalties, and measures of implementation, etc.		Remarks
		YES	If YES, indicate source document	YES	If YES, indicate source document	
17	End-user controls					
18	Catch all clause					
19	Intangible transfers					
20	Transit control					
21	Trans-shipment control					
22	Re-export control					
23	Control of providing funds					
24	Control of providing transport services					
25	Control of importation					
26	Extraterritorial applicability					
27	Other					

OP 6, 7 and 8 (d) — Control lists, Assistance, Information

Seychelles

State:

Date of report:

{date}

Can information be provided on the following issues?		YES	Remarks
1 Control lists — items (goods/equipment/materials/technologies)	Trade Tax Act Regulations	X	
2 Control lists — other	1. Pesticide Control Act, 1996 2. Plant Protection Act, 1996	X	https://www.ippe.int/servlet/BinaryDownloaderServlet?filename=1133959432690_PEST_Seychelles.doc https://www.ippe.int/cds_upload/1133960365735_PPQ_Seychelles.rtf
3 Assistance offered			
4 Assistance requested			
5 Assistance in place (bilateral/plurilateral/multilateral)	IAEA/OPCW	X	
6 Information for industry	Seychelles Bureau of Standards Ministry of Health and Social Development/Ministry of Employment and Human Resources Development	X	
7 Information for the public	Seychelles Bureau of Standards Ministry of Health and Social Development/Ministry of Employment and Human Resources Development	X	